

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ANTHONY WAGGONER,

06-467-SU

Plaintiff,

ORDER

v.

STATE OF OREGON; MAX WILLIAMS,
Director, ODOC; STEVEN SHELTON,
Medical Director, ODOC; DAVID S.
COOK; MITCH MORROW,

Defendants.

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BROWN, Judge.

Magistrate Judge Patricia Sullivan issued Findings and Recommendation (#16) on April 11, 2007, in which she recommended this Court grant Defendants' Motion to Dismiss (#11) and dismiss this matter without prejudice. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. *Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir. 1983). See also *Lorin Corp. v. Goto & Co.*, 700 F.2d 1202, 1206 (8th Cir. 1983). Having reviewed the legal principles *de novo*, the Court does not find any error.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Sullivan's Findings and Recommendation (#16). Accordingly, the Court **GRANTS** Defendants' Motion to Dismiss (#11) and **DISMISSES** this matter **without prejudice**.

IT IS SO ORDERED.

DATED this 3rd day of May, 2007.

/s/ Anna J. Brown
ANNA J. BROWN
United States District Judge

